IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE S.SIRI JAGAN

MONDAY, THE 15TH OCTOBER 2007 / 23RD ASWINA 1929

WP(C).No. 30345 of 2007(K)

PETITIONER:

K.ARUMUGHAN, PRESIDENT,SAMYUKHA
CHUMATTU THOZHILALI UNION, MALAMPUZHA,PALAKKAD.

BY ADV. SRI.V.CHITAMBARESH

RESPONDENTS:

1. THE STATE OF KERALA,REPRESENTED BY
THE SECRETARY TO THE LABOR AND REHABILITATION
(H) DEPARTMENT, SECRETARIAT, THIRUVANANTHAPURAM.

2. THE DISTRICT LABOUR OFFICER, PALAKKAD.

3. THE KERALA CO-OPERATIVE MILK
MARKETING FEDERATION LIMITED, REPRESENTED BY
ITS SECRETARY, ARKA NILAYAM,VAZHUTHACAUD,
THIRUVANANTHAPURAM.

4. THE MANAGER, CATTLE FEED PLANT,
MALAMPUZHA PALAKKAD.

G.P. SHRI.A.J.VARGHESE
SRI.B.S.KRISHNAN, SC.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 15/10/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

S.SIRI JAGAN, J.

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W.P.(C).No.30345 of 2007

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Dated this the 15th day of October, 2007

J U D G M E N T

The petitioner is aggrieved by the action of respondents 3 and 4 in the matter of distributing headload work only to those workers who are nominated by the unions working in the area. According to the petitioner, the petitioner and other workers who are also registered headload workers of the Manthakad area, where the third respondent establishment is functioning, have equal right like other headload workers of the area to do the work of the third respondent-establishment. He would further submit that in the Headload Workers Act and Rules, there is no provision whereby headload work can be alloted only to those workers nominated by the unions. All workers of the area whether unionised or not, are entitled equal right to be alloted work in the area, contends the petitioner. In the above circumstances, the petitioner has filed Ext.P6 petition before the

2nd respondent. The petitioner seeks expeditious disposal of Ext.P6.

2. I have heard the learned Government Pleader as also the learned Standing Counsel appearing for respondents 3 and 4.

3. In the facts and circumstances of the case, there would be a direction to the 2nd respondent to take such proceedings as are contemplated by the Headload Workers' Act and Rules, on Ext.P6, as expeditiously as possible, and take the same to its logical conclusion within a period of two months from the date of receipt of a copy of this judgment, after affording an opportunity of being heard to all concerned.

The writ petition is disposed of as above.

Sd/-
sdk+ S.SIRI JAGAN, JUDGE

///True copy///

P.A. to Judge.